

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE THE BEAR STEARNS COMPANIES, INC.
SECURITIES, DERIVATIVE, AND ERISA
LITIGATION

This Document Relates To:
Securities Action, No. 08 Civ. 2793 (RWS)

BRUCE S. SHERMAN,

Plaintiff,

v.

BEAR STEARNS COMPANIES INC., JAMES CAYNE,
WARREN SPECTOR AND DELOITTE & TOUCHE
LLP,

Defendants.

Master File No.:
08 MDL 1963 (RWS)

ECF Case

Index No.:
09 Civ. 8161 (RWS)

FILED UNDER
SEAL

**DEFENDANTS' STATEMENT OF MATERIAL UNDISPUTED FACTS
PURSUANT TO LOCAL CIVIL RULE 56.1**

Pursuant to Rule 56.1 of the Local Civil Rules of this Court, defendants The Bear Stearns Companies Inc. ("Bear Stearns" or the "Company"), James Cayne, and Warren Spector submit this statement of the material facts as to which they contend there is no genuine issue to be tried. Defendants expressly preserve all of their objections to the admissibility of the evidence cited herein and in the accompanying memoranda of law and do not waive any objections by making this submission.

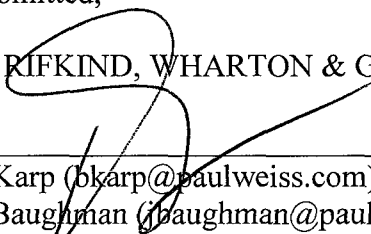
PAGES 2-43 INTENTIONALLY OMITTED

Dated: August 17, 2015
New York, New York

Respectfully Submitted,

PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP

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